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1974.005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Weitnauer *et al.*

Serial No.: 10/084,846

Filed: 02/25/2002

Title: AVILAMYCIN DERIVATIVES

Confirmation No.: 6095

Group Art Unit: 1616

Examiner: Unknown

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Box Sequence, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202, on April 10, 2003.

*Kathy Smith Dias*

Kathy Smith Dias  
Attorney for Applicants  
Registration No.: 41,707

Date of Signature: April 10, 2003.

To: Box Sequence  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

RESPONSE TO NOTICE TO FILE CORRECTED  
APPLICATION PAPERS

Dear Sir:

This is a response to the Notice to File Corrected Application Papers, mailed December 10, 2002. In light of a two-month extension of time and fee therefor enclosed herewith, this response is timely filed.

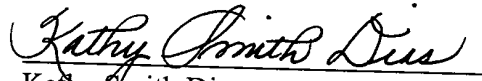
Enclosed herewith are:

- (a) A copy of the Notice to File Corrected Application Papers;
- (b) Five (5) sheets of formal drawings (FIGS. 1-4);

- (c) Request For Extension of Time;
- (d) A check in the amount of \$205 for the extension fee;
- (e) Supplemental Preliminary Amendment;
- (f) Three (3) copies of a substitute sequence listing in CD-R form;
- (g) A statement indicating that the three copies of the sequence listing are identical and contain no new matter;
- (h) One (1) acknowledgment postcard.

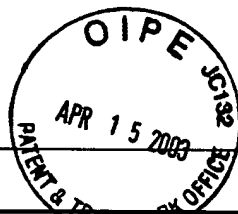
The Commissioner is hereby authorized to charge any deficiency or credit any refund to Deposit Account No. 08-1935.

Respectfully submitted,

  
Kathy Smith Dias  
Attorney for Applicants  
Registration No.: 41,707

Dated: April 10, 2003.

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Washington, DC 20231  
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APPLICATION NUMBER	FILING/RECEIVED DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/084,846	02/25/2002	Gabriele Weitnauer	1975.005

**CONFIRMATION NO. 6095**

**FORMALITIES LETTER**



\*OC000000009221450\*

23405  
HESLIN ROTHENBERG FARLEY & MESITI PC  
5 COLUMBIA CIRCLE  
ALBANY, NY 12203

Date Mailed: 12/10/2002

**NOTICE TO FILE CORRECTED APPLICATION PAPERS**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch). See Figures(s) Fig1(1-234).
  - Numbers, letters, and reference characters on the drawings must measure at least 0.32 cm (1/8 inch) in height. See Figure(s) 109.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
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*A copy of this notice **MUST** be returned with the reply.*

  
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PART 2 - COPY TO BE RETURNED WITH RESPONSE